## STATE OF ALASKA

## Exhibit "K" DEPARTMENT OF NATURAL RESOURCES OFFICE OF THE COMMISSIONER

Sarah Palin, Commissioner AOGCC 333 W 7th Ave # 100 Anchorage, Alaska 99501-3539 F. IK H. MURKOWSKI, GOVERNOR

400 WILLOUGHBY AVENUE JUNEAU, ALASKA 99801-1796 PHONE: (907) 465-2400 FAX: (907) 465-3886

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September 25, 2003

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JAN 2 1 2005

DIVISION OF OIL AND GAS

RE: Nicolai Creek Unit, Letter supporting production petition and setting out interim royalty payment methodology. Well Nos.1B, 2, and 9

Dear Ms. Palin

The Department of Natural Resources (DNR), the Bureau of Land Management (BLM), and the Mental Health Trust Land Office (TLO) support Aurora Gas, LLC's (Aurora) petition to the AOGCC to allow Aurora to begin production from the Nicolai Creek Unit No. 1B, No. 2, and No. 9 (formerly well No. 8) wells, as soon as the facilities are completed. Aurora is currently prohibited from placing these wells on regular production under Conservation Order No. 478, dated September 5, 2002.

Aurora has acquired new 3-D seismic data over the area and is currently working with the DNR and BLM to revise the existing participating areas and the unit area. In order to ensure the royalties are paid to the proper parties and allow development to proceed timely, Aurora will report production from wells number 1B and 2 to the Division of Oil and Gas (Division) using accounting unit code NCPA and a 5% royalty rate. Aurora will report production from the number 9 well on lease AA 8426 to BLM using a 12.5% royalty rate. If the Division and BLM approves Aurora's forthcoming application to revise the PA and unit area and the new tract participation percentages, Aurora will submit revised royalty and operator reports to BLM and the Division back to the first day of production as provided for under Section 11 of the Nicolai Creek Unit Agreement.

Signatures of the parties agreeing to this royalty payment methodology are set out below. If you have any questions regarding this letter contact Mr. Christopher Ruff with the Division at 907-269 8451.

Centl

/ Director

Printed Name

Title

Signature

Date

**BLM** 

ΓLO

Wendy C Woolf

Deputy Director 16

Styling Charles

Date Da